

Caleb L. McGillvary, Pro Se  
#1222665/SBI#102317G NJSP  
PO Box 861 Trenton, NJ 08625

September 19, 2024

Clerk, US Dist. Ct. - DNJ  
US Courthouse  
4th and Cooper Streets  
Camden, NJ 08101-2797

RE: Caleb L. McGillvary v. Nicholas Scutari et al  
Civil Action No. 1:23-cv-26605-JMY  
Hon. John Milton Younge, U.S.D.J.

Dear Clerk:

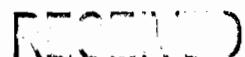
Please find enclosed and file onto the docket the original of my letter to Judge Younge regarding service upon Defendants Nicholas Scutari, Theodore Romankow, Netflix, Matthew J Tevenan, Steven Gallo, Stephen Zegar, Bruce Steadman, Michael Donahue, Evan Lide, Bryan Roberts, John A Sakson, Domenic Sanginiti, Ira Starr, Erica Avondoglio, James Lynch, Neil Weiner, Richard D Alderiso, Robert Ryan, Jeffrey Venezia, and Cathy L Waldor; and proof of service thereof; in the above-captioned matter.

Kind Regards,

  
Caleb L. McGillvary  
In Propria Persona

ENCL:

CC: FILE

RECEIVED

SEP 30 2024

AT 8:30   
CLERK, U.S. DISTRICT COURT, N.J.

PROOF OF SERVICE

I, Caleb L. McGillvary, declare pursuant to 28 U.S.C. 1746 that on today's date, I placed in the institutional mailing system here where I'm incarcerated at NJ State Prison 3rd & Federal Streets Trenton, NJ 08625; with First Class Postage prepaid to be sent via USPS Mail; the original of my letter to Judge Younge regarding service upon Defendants Nicholas Scutari, Theodore Romankow, Netflix, Matthew J Tevenan, Steven Gallo, Stephen Zegar, Bruce Steadman, Michael Donahue, Evan Lide, Bryan Roberts, John A Sakson, Domenic Sanginiti, Ira Starr, Erica Avondoglio, James Lynch, Neil Weiner, Richard D Alderiso, Robert Ryan, Jeffrey Venezia, and Cathy L Waldor; to the Clerk of the District Court at USDC-DNJ US Courthouse 4th & Cooper Sts. Camden, NJ 08101-2797. Pursuant to the prison mailbox rule, these documents are constructively filed as of the date of mailing. Pursuant to DNJ Local Civil Rules, upon said filing the Clerk files Plaintiff's document into the CM/ECF system. See DNJ L.Civ.R. 5.2.2 ("All civil ... cases and documents filed in this Court, will be entered into the Court's ECF System in accordance with these Procedures."). Upon entry of a document in CM/ECF, notice of electronic filing thereof ("NEF"); is automatically thereby sent to all CM/ECF-participating parties. See DNJ L.Civ.R. 5.2.1(d) ("NEF is a notice automatically generated by the Electronic Filing System at the time a document is filed with the system..."). This NEF constitutes service upon all such parties. See DNJ L.Civ.R. 5.2.14(b)(1) ("Transmission of the NEF constitutes service of the filed document on Filing Users"). Therefore, pursuant to this Court's 3/21/24 order; ECF 12; on today's date I have constructively also served a copy of each said document on all appearing captioned Defendants, who are represented by CM/ECF-user Counsel, by the Clerk's filing of same and sending of NEF thereto.

I hereby invoke the prison mailbox rule.

I declare under penalty of perjury that the foregoing statements made by me are true and accurate.

Executed this 19<sup>th</sup> Day of SEPTEMBER, 2024

  
Caleb L. McGillvary, Pro Se  
#1222665/SBI#102317G NJSP  
PO Box 861 Trenton, NJ  
08625-0861

SEP 30 2024

AT 8:30 AM  
CLEAN, U.S.C.L.

RECEIVED

Caleb L. McGillvary, Pro Se  
#1222665/SBI#102317G NJSP  
PO Box 861 Trenton, NJ 08625

SEP 30 2024

AT 8:00  
CLERK, U.S. DISTRICT COURT, NEW JERSEY

September 19, 2024

Hon. John Milton Younge, U.S.D.J.  
15613 US Courthouse  
601 Market St.  
Philadelphia, PA 19106

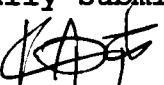
RE: Caleb L. McGillvary v. Nicholas Scutari et al  
Civil Action No. 1:23-cv-26605-JMY  
Hon. John Milton Younge, U.S.D.J.

Dear Judge Younge;

I'm writing in regards to service upon Defendants Nicholas Scutari, Theodore Romankow, Netflix, Matthew J Tevenan, Steven Gallo, Stephen Zegar, Bruce Steadman, Michael Donahue, Evan Lide, Bryan Roberts, John A Sakson, Domenic Sanginiti, Ira Starr, Erica Avondoglio, James Lynch, Neil Weiner, Richard D Alderiso, Robert Ryan, Jeffrey Venezia, and Cathy L Waldor; in the above-captioned matter. Although I have provided the Clerk with USM-285 forms for each of these defendants, none of these defendants have yet been served in this matter. As this Court has already ordered the Clerk to do so, I'm at a loss as to how to request further relief for this service to occur.

For all the foregoing reasons, I ask that Your Honor please contact the Clerk of the District of NJ and direct them to follow the Court's order, or in the alternative, issue a contempt order against the Clerk of the D.N.J., under the Court's inherent powers: for failure to obey the Court's order requiring service.

Respectfully Submitted,

  
Caleb L. McGillvary  
In Propria Persona

ENCL:

CC: FILE

C MCGILLVARY

Case 1:23-cv-22605-JMY

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Page 4 of 4 PageID: 4410

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NJSP PO BOX 861  
TRENTON, NJ  
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CAMDEN, NJ  
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AT 2:30  
CLT 4, U.S. Signal Corps